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General Assembly

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Agenda item 128
International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Letter dated 22 December 2009 from the President of the Security Council addressed to the President of the General Assembly

I have the honour to transmit herewith the text of resolution 1900 (2009), adopted unanimously by the Security Council at its 6242nd meeting, held on 16 December 2009, which reads:

The Security Council,

Taking note of the letter to the President of the Council from the Secretary-General dated 28 October 2009 (S/2009/570), attaching the letter from the President of the International Tribunal for the Former Yugoslavia ("the International Tribunal") dated 29 September 2009,

Recalling its resolutions 827 (1993) of 25 May 1993, 1581 (2005) of 18 January 2005, 1597 (2005) of 20 April 2005, 1613 (2005) of 26 July 2005, 1629 (2005) of 30 September 2005, 1660 (2006) of 28 February 2006, 1668 (2006) of 10 April 2006, 1800 (2008) of 20 February 2008, 1837 (2008) of 29 September 2008, 1849 (2008) of 12 December 2008, and 1877 (2009) of 7 July 2009,

Recalling in particular its resolutions 1503 (2003) of 28 August 2003 and 1534 (2004) of 26 March 2004, in which the Security Council calls on the International Tribunal to take all possible measures to complete investigations by the end of 2004, to complete all trial activities at first instance by the end of 2008, and to complete all work in 2010,

Taking note of the assessment by the International Tribunal in its Completion Strategy Report (S/2009/589) that the Tribunal will not be in a position to complete all its work in 2010,

Recalling that in resolution 1877 (2009) the Security Council extended the term of office of permanent judges and ad litem judges until

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31 December 2010, or until the completion of the cases to which they are assigned, if sooner; and decided to review the extension of the term of office of the permanent judges at the International Tribunal, who are members of the Appeals Chamber, by 31 December 2009, in light of the progress of the International Tribunal in the implementation of the Completion Strategy,

Convinced of the advisability of allowing the total number of ad litem judges serving at the International Tribunal to temporarily exceed the maximum of twelve provided for in article 12, paragraph 1, of the Statute of the International Tribunal,

Urging the International Tribunal to take all possible measures to complete its work expeditiously,

Acting under Chapter VII of the Charter of the United Nations,

1. *Underlines* its intention to extend, by 30 June 2010, the terms of office of all trial judges at the International Tribunal based on the Tribunal's projected trial schedule and the terms of office of all appeals judges until 31 December 2012, or until the completion of the cases to which they are assigned if sooner, *and requests* the President of the International Tribunal to submit to the Council an updated trial and appeals schedule, including information on the judges whose extension of the terms of office or redeployment to the Appeals Chamber will be sought;

2. *Decides* that, notwithstanding the expiry of their terms of office on 31 December 2009, Judges Kimberley Prost (Canada) and Ole Bjørn Støle (Norway) complete the *Popović* case which they began before the expiry of their terms of office; and *takes note* of the intention of the International Tribunal to complete the case before the end of March 2010;

3. *Decides* in this regard that the total number of ad litem judges serving at the International Tribunal may temporarily exceed the maximum of twelve provided for in article 12, paragraph 1, of the Statute of the International Tribunal, to a maximum of thirteen at any one time, returning to a maximum of twelve by 31 March 2010;

4. *Decides* to allow ad litem Judges Prost and Støle to serve at the International Tribunal beyond the cumulative period of service provided for under article 13 *ter*, paragraph 2, of the Statute of the International Tribunal;

5. *Decides* to remain seized of the matter.

(*Signed*) Michel **Kafando**
President of the Security Council

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Sixty-fourth session
Agenda item 143

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Report of the Fifth Committee

Rapporteur: Ms. Yuliana Zhivkova **Georgieva** (Bulgaria)

I. Introduction

1. At its 2nd plenary meeting, on 18 September 2009, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-fourth session the item entitled "Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 19th and 22nd meetings, on 10 and 23 December 2009. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/64/SR.19 and 22).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other

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Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994, for the biennium 2010-2011 (A/64/478);

(b) Report of the Secretary-General on the second performance report of the International Criminal Tribunal for Rwanda for the biennium 2008-2009 (A/64/538);

(c) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/555);

(d) Report of the Secretary-General on the revised estimates for the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia: effect of changes in rates of exchange and inflation (A/64/570);

(e) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/7/Add.19).

II. Consideration of draft resolution A/C.5/64/L.13

4. At its 22nd meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994" (A/C.5/64/L.13), submitted by the Chairperson on the basis of informal consultations coordinated by the representative of New Zealand.

5. At the same meeting, the Committee adopted draft resolution A/C.5/64/L.13 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

The General Assembly,

I

Second performance report on the budget of the International Criminal Tribunal for Rwanda for the biennium 2008-2009

Having considered the second performance report of the Secretary-General on the budget, for the biennium 2008-2009, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling its resolution 49/251 of 20 July 1995 on the financing of the International Criminal Tribunal for Rwanda and its subsequent resolutions thereon, the latest of which were resolutions 62/229 of 22 December 2007 and 63/254 of 24 December 2008,

1. *Takes note* of the second performance report of the Secretary-General on the budget, for the biennium 2008-2009, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Endorses* the conclusions and recommendations contained in section III.B of the report of the Advisory Committee on Administrative and Budgetary Questions;[2]

3. *Resolves* that, for the biennium 2008-2009, the amount of 305,378,600 United States dollars gross (282,597,100 dollars net) approved in its resolution 63/254 for the financing of the International Criminal Tribunal for Rwanda shall be

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[1] A/64/538.

[2] See A/64/555.

adjusted by the amount of 840,600 dollars gross (3,224,500 dollars net), for a total amount of 304,538,000 dollars gross (279,372,600 dollars net);

II
Budget of the International Criminal Tribunal for Rwanda for the biennium 2010-2011

Having considered the reports of the Secretary-General on the financing of the International Criminal Tribunal for Rwanda for the biennium 2010-2011[3] and on the revised estimates arising from changes in rates of exchange and inflation,[4]

Having also considered the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

1. *Takes note* of the reports of the Secretary-General on the financing of the International Criminal Tribunal for Rwanda for the biennium 2010-2011,[3] and on the revised estimates arising from the effects of changes in rates of exchange and inflation;[4]

2. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution;

3. *Welcomes* the arrest of two further indictees and requests the Tribunal to proceed with their prosecutions from available resources, and also requests the Secretary-General, in this respect, to report to the General Assembly on the financial implications of these prosecutions at its next session;

4. *Also welcomes* the work of the Tribunal to ensure the expeditious completion of its mandate and, with regard to the current budget, the commensurate reduction in the cost of the Tribunal;

5. *Recognizes* the critical importance of retaining highly skilled and experienced staff members with relevant institutional memory in order to successfully complete the trials and meet the targets set out in its completion strategy;

6. *Reaffirms* paragraph 5 of its resolution 63/256 of 24 December 2008 and requests the Secretary-General to utilize his existing authority under the existing contractual framework to offer contracts to staff taking into account the needs of the Tribunal;

7. *Requests* the Secretary-General to explore the possibility of employing staff who remain with the Tribunal until the completion of the Tribunal's mandate at the United Nations should their services be required;

8. *Recognizes* the importance of ensuring that the Tribunal retains the courtroom capacity needed for the expeditious completion of all trials, and in this regard, decides that the fourth courtroom be funded during the biennium from within the 2010-2011 budget;

9. *Notes* that the Tribunal relies on ad litem judges in the implementation of its completion strategy;

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[3] A/64/478.

[4] A/64/570.

10. *Also notes* that the Secretary-General is conducting a review of conditions of service of ad litem Judges at the Tribunal and anticipates addressing the review at the first resumed part of its sixty-fourth session;

11. *Requests* that future budget proposals of the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia be harmonized to facilitate better comparative analysis, particularly with respect to their completion strategies;

12. *Decides* to appropriate to the Special Account for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 a total amount of 245,295,800 dollars gross (227,246,500 dollars net) for the biennium 2010-2011, as detailed in the annex to the present resolution;

13. *Further decides* that the total assessment for 2010 under the Special Account amounting to 121,807,300 dollars shall consist of:

(a) 122,647,900 dollars, being half of the estimated appropriation approved for the biennium 2010-2011;

(b) 840,600 dollars, being the decrease in the final appropriation for the biennium 2008-2009 approved by the General Assembly in paragraph 3 of section I above;

14. *Decides* to apportion the amount of 60,903,650 dollars gross (55,199,375 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2010;

15. *Also decides* to apportion the amount of 60,903,650 dollars gross (55,199,375 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2010;

16. *Further decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 14 and 15 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 11,408,550 dollars approved for the International Criminal Tribunal for Rwanda for 2010.

Annex

Financing for the biennium 2010-2011 of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

	Gross	*Net*
	(United States dollars)	
Estimated appropriation for the biennium 2010-2011	257 849 900	239 988 300
Revised estimates: effects of changes in rates of exchange and inflation	5 186 500	5 066 200
Recommendations of the Advisory Committee on Administrative and Budgetary Questions	(18 421 000)	(18 421 000)
Proposals under the standardized access control project (A/64/532) less the reduction recommended by the Advisory Committee on Administrative and Budgetary Questions	680 400	613 900
Recommendations of the Fifth Committee	—	—
Estimated initial appropriation for the biennium 2010-2011	245 295 800	227 246 500
Total assessment for 2010	**121 807 300**	**110 398 750**
Comprising:		
(a) Requirements representing half of the estimated appropriation for the biennium 2010-2011	122 647 900	113 623 250
(b) Requirements arising from the final appropriation for the biennium 2008-2009	(840 600)	(3 224 500)
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2010	60 903 650	55 199 375
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2010	60 903 650	55 199 375

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Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Report of the Fifth Committee

Rapporteur: Ms. Yuliana Zhivkova **Georgieva** (Bulgaria)

I. Introduction

1. At its 2nd plenary meeting, on 18 September 2009, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-fourth session the item entitled "Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 19th and 22nd meetings, on 10 and 23 December 2009. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/64/SR.19 and 22).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 for the biennium 2010-2011 (A/64/476);

(b) Second performance report of the Secretary-General on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2008-2009 (A/64/512);

(c) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/555);

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(d) Report of the Secretary-General on the revised estimates for the International Criminal Tribunal for Rwanda and the International Tribunal for the Former Yugoslavia: effect of changes in rates of exchange and inflation (A/64/570);

(e) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/7/Add.19).

II. Consideration of draft resolution A/C.5/64/L.14

4. At its 22nd meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991" (A/C.5/64/L.14), submitted by the Chairperson of the Committee on the basis of informal consultations coordinated by the representative of New Zealand.

5. At the same meeting, the Committee adopted draft resolution A/C.5/64/L.14 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly,

I

Second performance report on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2008-2009

Having considered the second performance report of the Secretary-General on the budget, for the biennium 2008-2009, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling its resolution 47/235 of 14 September 1993 on the financing of the International Tribunal for the Former Yugoslavia and its subsequent resolutions thereon, the latest of which were resolutions 62/230 of 22 December 2007 and 63/255 of 24 December 2008,

1. *Takes note* of the second performance report of the Secretary-General on the budget, for the biennium 2008-2009, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Endorses* the conclusions and recommendations contained in section IV.B of the report of the Advisory Committee on Administrative and Budgetary Questions;

3. *Resolves* that, for the biennium 2008-2009, the amount of 376,232,900 United States dollars gross (342,067,000 dollars net) approved in its resolution 63/255 for the financing of the International Tribunal for the Former Yugoslavia shall be adjusted by the amount of 12,655,400 dollars gross (3,623,900 dollars net), for a total amount of 388,888,300 dollars gross (345,690,900 dollars net);

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[1] A/64/512.

[2] A/64/555.

II
Budget of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011

Having considered the reports of the Secretary-General on the financing of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011[3] and on the revised estimates arising from changes in rates of exchange and inflation,[4]

Having also considered the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

1. *Takes note* of the report of the Secretary-General on the financing of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011[3] and on the revised estimates arising from the effects of changes in rates of exchange and inflation;[4]

2. *Endorses* the conclusions and recommendations contained in the related report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution;

3. *Welcomes* the work of the International Tribunal for the Former Yugoslavia to ensure the expeditious completion of its mandate and, with regard to the current budget, the commensurate reduction in the financing of the Tribunal;

4. *Stresses* the importance of transparency in the presentation of staffing changes;

5. *Emphasizes* that redeployment should not be used to transfer posts to different functional areas;

6. *Takes note* of paragraph 49 (a) to (d) of the report of the Advisory Committee on Administrative and Budgetary Questions and decides not to accept the redeployment and reclassification of staff as set out in paragraphs 72 to 74 of the report of the Secretary-General on the financing of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011;

7. *Decides* to establish the following posts:

(a) One P-5 Chief of the Immediate Office of the Registrar;

(b) One P-4 Legal Officer for the Immediate Office of the Registrar;

(c) One P-3 Legal Officer for the Immediate Office of the Registrar;

(d) One P-4 Head of the Press and Information Office;

(e) One P-3 Registry Liaison Officer in Zagreb;

8. *Emphasizes* that general temporary assistance positions shall be provided to replace posts while their functions are required;

9. *Requests* that future budget proposals of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations

[3] A/64/476.
[4] A/64/570.

Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 and the International Tribunal for the Former Yugoslavia be harmonized to facilitate better comparative analysis, particularly with respect to their completion strategies;

10. *Decides* to appropriate to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 a total amount of 290,285,500 dollars gross (268,265,300 dollars net) for the biennium 2010-2011, as detailed in the annex to the present resolution;

11. *Also decides* that the financing of the appropriation for the biennium 2010-2011 under the Special Account shall take into account the estimated income of 277,500 dollars for the biennium, which shall be set off against the aggregate amount of the appropriation;

12. *Further decides* that the total assessment for 2010 under the Special Account, amounting to 157,659,400 dollars, shall consist of:

(a) 145,004,000 dollars, being half of the estimated appropriation approved for the biennium 2010-2011, after taking into account 138,750 dollars, which is half of the estimated income for the biennium of 277,500 dollars;

(b) 12,655,400 dollars, being the increase in the final appropriation for the biennium 2008-2009 approved by the General Assembly in paragraph 3 of section I above;

13. *Decides* to apportion the amount of 78,829,700 dollars gross (68,808,900 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2010;

14. *Also decides* to apportion the amount of 78,829,700 dollars gross (68,808,900 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2010;

15. *Decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 12 and 13 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 20,041,600 dollars approved for the International Tribunal for the Former Yugoslavia for 2010.

Annex

Financing, for the biennium 2010-2011, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

	Gross	*Net*
	(United States dollars)	
Estimated appropriation for the biennium 2010-2011	294 311 100	272 744 600
Revised estimates: effect of changes in rates of exchange and inflation	16 783 000	16 239 800
Recommendations of the Advisory Committee on Administrative and Budgetary Questions	(20 171 000)	(20 171 000)
Recommendations of the Fifth Committee	(637 600)	(548 100)
Estimated initial appropriation for the biennium 2010-2011	290 285 500	268 265 300
Less:		
Estimated income for the biennium 2010-2011	(277 500)	(277 500)
Total assessment for 2010	**157 659 400**	**137 617 800**
Comprising:		
(a) Requirements representing half of the estimated appropriation for the biennium 2010-2011, after taking into account 138,750 dollars, which is half of the estimated income for the biennium 2010-2011 of 277,500 dollars	145 004 000	133 993 900
(b) Requirements arising from the final appropriation for the biennium 2008-2009	12 655 400	3 623 900
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2010	78 829 700	68 808 900
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2010	78 829 700	68 808 900

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Programme budget for the biennium 2008-2009

Report of the Fifth Committee

Rapporteur: Ms. Yuliana Zhivkova **Georgieva** (Bulgaria)

I. Introduction

1. At its 2nd plenary meeting, on 18 September 2009, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-fourth session the item entitled "Programme budget for the biennium 2008-2009" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 5th, 14th, 20th and 22nd meetings, on 13 October, 10 November and 17 and 23 December 2009. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/64/SR.5, 14, 20 and 22).

3. For its consideration of the item, the Committee had before it the following documents:

After-service health insurance

Report of the Secretary-General on liabilities and proposed funding for after-service health insurance benefits (A/64/366)

Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/7/Add.4)

Notes by the Secretary-General transmitting the report of the Joint Inspection Unit on United Nations system staff medical coverage and his comments and those of the United Nations System Chief Executives Board for Coordination thereon (A/62/541 and Add.1)

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Safety and security

Report of the Secretary-General on the measures taken to ensure the effective implementation of the arrangements in place for the sharing of costs for safety and security across the United Nations system (A/62/641)

Report of the Secretary-General on a strengthened and unified security management system for the United Nations (A/63/605)

Related report of the Advisory Committee on Administrative and Budgetary Questions (A/63/769)

Report of the Office of Internal Oversight Services on the comprehensive management audit of the Department of Safety and Security (A/63/379)

Conditions of service and compensation for officials other than Secretariat officials

Report of the Secretary-General on the conditions of service and compensation for officials, other than Secretariat officials, serving the General Assembly: full-time members of the International Civil Service Commission and the Chairman of the Advisory Committee on Administrative and Budgetary Questions (A/63/354)

Related report of the Advisory Committee on Administrative and Budgetary Questions (A/63/726)

United Nations Office for Partnerships

Report of the Secretary-General on the United Nations Office for Partnerships (A/64/91)

Second performance report

Second performance report of the Secretary-General on the programme budget for the biennium 2008-2009 (A/64/545)

Related report of the Advisory Committee on Administrative and Budgetary Questions (A/64/574)

II. Consideration of proposals

4. At its 22nd meeting, on 23 December, the Committee had before it a draft resolution entitled "After-service health insurance" (A/C.5/64/L.15), submitted by the Chairperson of the Committee on the basis of informal consultations coordinated by the representative of Kenya.

5. At the same meeting, the Committee adopted draft resolution A/C.5/64/L.15 without a vote (see para. 8, draft resolution I).

6. Also at its 22nd meeting, the Committee had before it a draft resolution entitled "Programme budget for the biennium 2008-2009" (A/C.5/64/L.16), submitted by the Chairperson of the Committee on the basis of informal consultations coordinated by the representative of Angola.

7. At the same meeting, the Committee adopted draft resolution A/C.5/64/L.16 without a vote (see para. 8, draft resolution II).

III. Recommendations of the Fifth Committee

8. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolutions:

Draft resolution I
After-service health insurance

The General Assembly,

Recalling its resolution 58/249 A of 23 December 2003, section III of its resolution 60/255 of 8 May 2006 and its resolutions 60/283 of 7 July 2006 and 61/264 of 4 April 2007,

Having considered the report of the Secretary-General on liabilities and proposed funding for after-service health insurance benefits[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Having also considered the notes by the Secretary-General transmitting the report of the Joint Inspection Unit on United Nations system staff medical coverage and his comments and those of the United Nations System Chief Executives Board for Coordination thereon,[3]

1. *Takes note* of the report of the Secretary-General on liabilities and proposed funding for after-service health insurance benefits;[1]

2. *Also takes note* of the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions;[2]

3. *Requests* the Secretary-General to submit to the General Assembly at its sixty-seventh session, for its priority consideration, a report on managing after-service health insurance liabilities, bearing in mind that the "pay-as-you-go" principle is also one of the viable options, and to include in that report, information and analysis on the following issues, inter alia:

(*a*) Scope and coverage of existing after-service health insurance plans;

(*b*) Administration costs related to alternative financial options;

(*c*) Arrangements for ensuring accurate funding from the different sources of funding;

(*d*) Options for contribution levels to after-service health insurance plans by its participants and by the United Nations;

(*e*) Comprehensive long-term strategies for financing after-service health insurance liabilities;

(*f*) Further measures to reduce the United Nations costs related to health-care plans;

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[1] A/64/366.

[2] A/64/7/Add.4.

[3] A/62/541 and Add.1.

(*g*) After-service health insurance plans for retired public sector employees offered by their respective Governments;

(*h*) The financial and legal implications of changing, for current retirees and active staff members: (i) the scope and coverage of the after-service health insurance plan and (ii) the contribution levels;

4. *Also requests* the Secretary-General to continue to validate the accrued liabilities with the figures audited by the Board of Auditors and to include this information and the outcome of the validation in the report requested in paragraph 3 above.

Draft resolution II
Programme budget for the biennium 2008-2009

A
Final budget appropriations for the biennium 2008-2009

The General Assembly,

1. *Takes note* of the second performance report of the Secretary-General on the programme budget for the biennium 2008-2009,[1] and endorses the observations and recommendations contained in the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Resolves* that, for the biennium 2008-2009:

(a) The amount of 4,885,155,400 United States dollars appropriated by it in its resolutions 63/264 A to C of 24 December 2008, 63/268 of 7 April 2009 and 63/283 of 30 June 2009 shall be decreased by 85,240,900 dollars, as follows:

Part/section		*Amount approved in resolutions 63/264 A to C, 63/268 and 63/283*	*Increase/ (decrease)*	*Final appropriation*
		(United States dollars)		
Part I. Overall policymaking, direction and coordination				
1.	Overall policymaking, direction and coordination	94 562 100	(2 588 700)	91 973 400
2.	General Assembly and Economic and Social Council affairs and conference management	662 261 100	3 252 500	665 513 600
	Subtotal, part I	**756 823 200**	**663 800**	**757 487 000**
Part II. Political affairs				
3.	Political affairs	980 078 600	(4 059 100)	976 019 500
4.	Disarmament	22 459 700	(191 900)	22 267 800
5.	Peacekeeping operations	105 788 500	(4 855 900)	100 932 600
6.	Peaceful uses of outer space	7 642 300	354 400	7 996 700
	Subtotal, part II	**1 115 969 100**	**(8 752 500)**	**1 107 216 600**
Part III. International justice and law				
7.	International Court of Justice	45 127 700	822 600	45 950 300
8.	Legal affairs	47 708 200	(312 500)	47 395 700
	Subtotal, part III	**92 835 900**	**510 100**	**93 346 000**

[1] A/64/545.
[2] A/64/574.

Part/section		*Amount approved in resolutions 63/264 A to C, 63/268 and 63/283*	*Increase/ (decrease)*	*Final appropriation*
		(United States dollars)		
Part IV. International cooperation for development				
9.	Economic and social affairs	165 534 400	(6 362 100)	159 172 300
10.	Least developed countries, landlocked developing countries and small island developing States	5 862 900	(749 500)	5 113 400
11.	United Nations support for the New Partnership for Africa's Development	12 208 100	(3 445 200)	8 762 900
12.	Trade and development	133 094 600	(4 661 800)	128 432 800
13.	International Trade Centre UNCTAD/WTO	30 873 700	(60 600)	30 813 100
14.	Environment	14 059 800	(161 800)	13 898 000
15.	Human settlements	20 801 600	323 700	21 125 300
16.	International drug control, crime prevention and criminal justice	37 575 900	1 876 400	39 452 300
	Subtotal, part IV	**420 011 000**	**(13 240 900)**	**406 770 100**
Part V. Regional cooperation for development				
17.	Economic and social development in Africa	128 642 100	(16 390 500)	112 251 600
18.	Economic and social development in Asia and the Pacific	92 415 800	(1 679 500)	90 736 300
19.	Economic development in Europe	64 726 300	(1 836 300)	62 890 000
20.	Economic and social development in Latin America and the Caribbean	103 159 300	842 300	104 001 600
21.	Economic and social development in Western Asia	64 718 700	(4 712 500)	60 006 200
22.	Regular programme of technical cooperation	54 832 500	(3 298 000)	51 534 500
	Subtotal, part V	**508 494 700**	**(27 074 500)**	**481 420 200**
Part VI. Human rights and humanitarian affairs				
23.	Human rights	127 353 200	(8 965 900)	118 387 300
24.	Protection of and assistance to refugees	80 005 500	—	80 005 500
25.	Palestine refugees	45 070 100	(5 076 700)	39 993 400
26.	Humanitarian assistance	29 861 800	(522 500)	29 339 300
	Subtotal, part VI	**282 290 600**	**(14 565 100)**	**267 725 500**
Part VII. Public information				
27.	Public information	189 374 600	(843 400)	188 531 200
	Subtotal, part VII	**189 374 600**	**(843 400)**	**188 531 200**
Part VIII. Common support services				
28A.	Office of the Under-Secretary-General for Management	15 593 900	2 139 100	17 733 000
28B.	Office of Programme Planning, Budget and Accounts	40 645 700	(6 382 600)	34 263 100
28C.	Office of Human Resources Management	73 048 700	484 100	73 532 800
28D.	Office of Central Support Services	211 088 400	(562 300)	210 526 100
28E.	Administration, Geneva	122 047 100	2 138 700	124 185 800
28F.	Administration, Vienna	39 652 400	706 800	40 359 200

Part/section		Amount approved in resolutions 63/264 A to C, 63/268 and 63/283	Increase/ (decrease)	Final appropriation
		(United States dollars)		
28G.	Administration, Nairobi	27 642 200	1 015 500	28 657 700
36.	Office of Information and Communications Technology	37 031 600	5 618 200	42 649 800
	Subtotal, part VIII	**566 750 000**	**5 157 500**	**571 907 500**
Part IX. Internal oversight				
29.	Internal oversight	37 482 700	(1 715 800)	35 766 900
	Subtotal, part IX	**37 482 700**	**(1 715 800)**	**35 766 900**
Part X. Jointly financed administrative activities and special expenses				
30.	Jointly financed administrative activities	12 455 400	(916 800)	11 538 600
31.	Special expenses	100 372 700	2 565 300	102 938 000
	Subtotal, part X	**112 828 100**	**1 648 500**	**114 476 600**
Part XI. Capital expenditures				
32.	Construction, alteration, improvement and major maintenance	62 199 400	(510 400)	61 689 000
	Subtotal, part XI	**62 199 400**	**(510 400)**	**61 689 000**
Part XII. Safety and security				
33.	Safety and security	207 925 900	(7 349 400)	200 576 500
	Subtotal, part XII	**207 925 900**	**(7 349 400)**	**200 576 500**
Part XIII. Development Account				
34.	Development Account	18 651 300	7 500 000	26 151 300
	Subtotal, part XIII	**18 651 300**	**7 500 000**	**26 151 300**
Part XIV. Staff assessment				
35.	Staff assessment	513 518 900	(26 668 800)	486 850 100
	Subtotal, part XIV	**513 518 900**	**(26 668 800)**	**486 850 100**
	Total	**4 885 155 400**	**(85 240 900)**	**4 799 914 500**

(b) The Secretary-General shall be authorized to transfer credits between sections of the budget, with the concurrence of the Advisory Committee;

(c) In addition to the appropriations approved under subparagraph (a) above, an amount of 75,000 dollars shall be appropriated for each year of the biennium 2008-2009 from the accumulated income of the Library Endowment Fund for the purchase of books, periodicals, maps and library equipment and for such other expenses of the Library at the Palais des Nations as are in accordance with the objects and provisions of the endowment;

(d) To increase the provision under section 34, Development Account, by the amount of 7.5 million dollars.

B

Final income estimates for the biennium 2008-2009

The General Assembly,

Resolves that, for the biennium 2008-2009:

(a) The estimates of income of 557,855,700 United States dollars approved by it in its resolutions 63/264 A to C of 24 December 2008, 63/268 of 7 April 2009 and 63/283 of 30 June 2009 shall be decreased by 7,478,600 dollars, as follows:

Income section		*Amount approved in resolutions 63/264 A to C, 63/268 and 63/283*	*Increase/(decrease)*	*Final estimate*
		(United States dollars)		
1.	Income from staff assessment	518 124 800	(27 165 000)	490 959 800
	Subtotal, income section 1	**518 124 800**	**(27 165 000)**	**490 959 800**
2.	General income	37 751 000	15 427 300	53 178 300
3.	Services to the public	1 979 900	4 259 100	6 239 000
	Subtotal, income sections 2 and 3	**39 730 900**	**19 686 400**	**59 417 300**
	Total	**557 855 700**	**(7 478 600)**	**550 377 100**

(b) The income from staff assessment shall be credited to the Tax Equalization Fund in accordance with the provisions of General Assembly resolution 973 (X) of 15 December 1955;

(c) Direct expenses of the United Nations Postal Administration, services to visitors, catering and related services, garage operations, television services and the sale of publications not provided for under the budget appropriations shall be charged against the income derived from those activities.